

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Patentee:** Shen et al.**Assignee:** Atwood Mobile Products, Inc.**U.S. Patent No.:** 5,573,648 **Date Issued:** November 12, 1996**Application No.:** 381,718 **Date Filed:** January 31, 1995**Title:** GAS SENSOR BASED ON PROTONIC CONDUCTIVE  
MEMBRANES

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Mail Stop Reissue  
Commissioner for Patents  
P.O. Box. 1450  
Alexandria, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. § 1.178(b)**

Dear Sir:

This statement is being made pursuant to 37 C.F.R. § 1.178(b) to call to the attention of the Patent Office that the above-referenced patent, which is the subject of a reissue application, is currently involved in a reexamination proceeding (Reexamination 90/006,208).

In the reexamination proceeding, each of claims 2, 18-74 and 76-78 of U.S. Patent No. 5,573,648 has been found allowable and each of claims 1, 3-17, 75, 79 and 80 stands finally rejected. Further, in the reexamination proceeding, Applicants presented claims 81-83 (which are presented in the reissue application), but the Examiner refused entry of claims 81-83. Patentee filed an Appeal Brief on April 21, 2003 appealing the decision of the Examiner.

Because this reissue application was filed to claim subject matter that was refused entry in the reexamination proceeding, the reissue application and the reexamination proceeding should not be merged and the claims of the reissue application should be examined.

In addition, because the reissue application will be examined and issue long before any decision by the Board of Patent Appeals and Interferences in the reexamination proceeding, the reissue application should not be stayed pending a decision in the reexamination proceeding.

Therefore, because the Patent Office will issue a final decision on the claims presented in the reissue application earlier than any final decision will be entered in the reexamination proceeding, the reissue application should not be merged with the reexamination proceeding, and the reissue application should not be stayed pending a decision in the reexamination proceeding.

Respectfully submitted,  
Shen et al.

Date: 17 July 2003

By:   
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